

House File 2109 - Introduced

HOUSE FILE 2109

BY HEARTSILL

A BILL FOR

1 An Act relating to the regulation of automated traffic law
2 enforcement systems.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.1, Code 2016, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 06A. "*Automated traffic law enforcement*
4 *system*" means a device that is used for the enforcement of laws
5 regulating vehicular traffic and that is equipped with one or
6 more sensors working in conjunction with one of the following:

7 a. An official traffic-control signal, to produce recorded
8 images of motor vehicles entering an intersection against a red
9 signal light.

10 b. A speed measuring device, to produce recorded images of
11 motor vehicles traveling at a prohibited rate of speed.

12 c. A railroad grade crossing signal light, as described
13 in section 321.342, to produce recorded images of vehicles
14 violating the signal light.

15 d. Any official traffic-control device, if failure to comply
16 with the official traffic-control device constitutes a moving
17 violation under this chapter.

18 Sec. 2. NEW SECTION. 321.492C Automated traffic law
19 enforcement systems.

20 1. A citation issued as a result of the use of an automated
21 traffic law enforcement system shall not be valid unless the
22 automated traffic law enforcement system has been certified
23 by the department within the previous one-year period. The
24 department shall adopt rules regarding the calibration,
25 certification, and operation of automated traffic law
26 enforcement systems and their components, including but not
27 limited to rules in accordance with the speed enforcement
28 camera systems operational guidelines and speed measuring
29 device performance specifications set forth by the national
30 highway and traffic safety administration. An automated
31 traffic law enforcement system shall not be certified under
32 this subsection by its manufacturer or operator, unless the
33 operator is the department.

34 2. All fines collected from the issuance of citations as
35 a result of the use of an automated traffic law enforcement

1 system shall be deposited with the clerk of the district court
2 in the county where the automated traffic law enforcement
3 system is located for distribution under section 602.8106.

4 3. A private entity that maintains, operates, or otherwise
5 administers an automated traffic law enforcement system shall
6 not receive the personal information, including the name,
7 address, and driver's license number, of a person issued a
8 citation as a result of the use of the automated traffic law
9 enforcement system.

10

EXPLANATION

11 The inclusion of this explanation does not constitute agreement with
12 the explanation's substance by the members of the general assembly.

13 This bill requires the annual certification of automated
14 traffic law enforcement (ATE) systems by the department of
15 transportation (DOT). The bill provides that the DOT shall
16 adopt rules regarding the calibration, certification, and
17 operation of ATE systems and their components, including but
18 not limited to rules in accordance with the speed enforcement
19 camera systems operational guidelines and speed measuring
20 device performance specifications set forth by the national
21 highway and traffic safety administration. The bill prohibits
22 the certification of an ATE system by its manufacturer or
23 operator, unless the operator is the DOT.

24 The bill requires all fines collected from the use of an ATE
25 system to be deposited with the clerk of the district court in
26 the county where the ATE system is located for distribution
27 under Code section 602.8106 (collection of fees in criminal
28 cases and disposition of fees and fines).

29 The bill prohibits a private entity that maintains,
30 operates, or otherwise administers an ATE system from receiving
31 the personal information of a person issued a citation as a
32 result of the use of the ATE system.